

PATENT 0020-5222P

THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Kei TOKUI et al.

Group:

2822

Application No.:

10/770,627

Examiner: Ida M. Soward

Filed:

February 2, 2004

Conf. No.: 2315

For:

SEMICONDUCTOR STORAGE DEVICE

LETTER REQUESTING INITIALED PTO-1449 FORM

MS ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In reviewing the above-captioned application file, the undersigned has noted that even though the Examiner initialed the PTO-1449 Form filed on February 4, 2004, there is a line crossed through one of the references. An explanation was not given as to why this reference was not considered.

In a recent telephone conversation with the Examiner, it was learned that the reason that the reference was not considered was because a scanned copy of the reference could not be found. Thus, provided herewith is a copy of the reference that had been crossed through, along with a copy of the postcard receipt showing that all eleven (11) references filed in the Information Disclosure Statement were in fact delivered to the Patent and Trademark Office at the time of filing the original application.

The Patent and Trademark Office therefore is requested to return the initialed form without the strike-through line to the undersigned as soon as possible. Alternatively, it is requested that an explanation be provided as to why the reference was not considered.

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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §1.16 or under 37 C.F.R. §1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

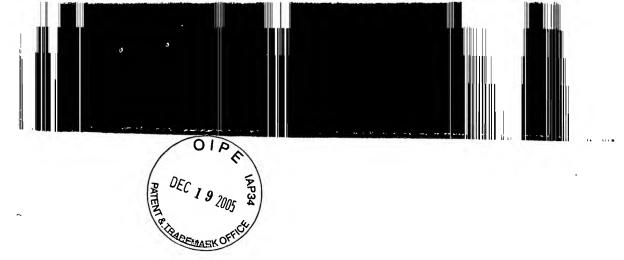
Dated: December 19, 2005

P.O. Box 747 Falls Church, VA 22040-0747 (703) 205-8000

TCB/RWD/slb

Attachments: JP-09-116119, including English language Abstract (8 pages)

Copy of Postcard dated stamped by the USPTO on February 4, 2004



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